GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Panchayat Raj & Rural Development Department – Allegations of misutilization of Government funds under the guise of "Filling of old wells with quarry rubbish" in Komarole (M), Prakasam District – Disciplinary proceedings initiated against (6) engineering personnel viz., S/Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), A.V.Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, B.Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, D.V.Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur, Sri T. Subrahmanyam, AEE, PR, Giddalur and P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, Giddalur - Enquiry conducted – Further action dropped – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.1145 Dated:17.12.2015.

Read the following:-

1. From the GA (V&E) Dept., Vigilance Report No.74, dated: 07.07.2010.
2. G.O.Rt.Nos.895 to 900, PR&RD (Vig.IA) Dept., dated: 24.05.2012.
3. From Sri B. Sivarmakrishna, the then Executive Engineer, P.R., Markapur, Written Statement of Defence dt:18.06.2012.
4. From Sri P.Ganga Naik, the then AEE., P.R., Giddalur, Written Statement of Defence dt:21.06.2012.
5. Sri M.V. Saibabu, the then EE, PR, Markapur and now retired, Written Statement of defence dt:23.06.2012.
6. From Sri A.V. Subrahmanyam, EE, PR, Written Statement of Defence dt:30.06.2012.
7. From Sri D.V. Appa Rao Dy.EE., P.R., Written Statement of Defence dt:13.07.2012.
8. From the Engineer-in-Chief, PR, A.P., Hyderabad, Lr.No. Vig.II(3)/2302/2011, Dated:07.11.2012.
9. G.O.Rt.No.153, PR&RD (Vig.IA) Dept., dt. 30.01.2013.
10. G.O.Rt.No.843, PR&RD (Vig.IA) Dept., dt. 21.05.2013.
11. From Sri Alok Srivastava, IAS, COI, D.O.Lr.No. 49/COI.AS/2013, dt. 30.11.2013.
12. Govt. Memo No.17725/Vig.IA/2010-4 to 8, PR&RD (Vig.IA) Dept., dt:17.10.2013.
13. From Sri A.V. Subrahmanyam, EE, PR, Representation dt:26.11.2013.
14. From Sri B. Sivarmakrishna, the then Executive Engineer, P.R., Markapur, Representation dt:2.12.2013.
15. From Sri M.V. Saibabu, the then EE, PR, Markapur and now retired, Representation dt:5.12.2013.
16. From Sri D.V. Appa Rao Dy.EE., P.R., Representation dt: 9.12.2013.
17. From Sri P.Ganga Naik, the then AEE., P.R., Giddalur, Representation dt:19.12.2013.
18. From the Engineer-in-Chief, PR, A.P., Hyderabad, Lr.No. Vig.II(3)/2302/2011, Dated: 20.01.2015 & 25.03.2015.
19. From the Chief Executive Officer, ZPP, Ongole, Lr.Rc.No.J6/4760/2012, dt:28.08.2015 & 14.09.2015.

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ORDER:-

Based on the recommendations of the General Administration (Vigilance & Enforcement) Department made in the Vigilance Report 1st read above, disciplinary proceedings have been initiated by framing charges vide Government Memos 2nd read above against (6) engineering personnel viz., Sarva Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), A.V. Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, B. Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, D.V. Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur, Sri T. Subrahmanyam, Assistant Executive Engineer, Panchayat Raj and P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, Giddalur on the allegations of misutilization of Government funds under the guise of "Filling of old wells with quarry rubbish" in

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Komarole (Mandal), Prakasam District. In reply to the charges, all the Charged Officers except Sri T. Subrahmanyam, Assistant Executive Engineer, Panchayat Raj, have submitted their written statements of defence, vide representations 3rd to 7th read above. After examining the matter, the case has been entrusted to Commissioner of Inquiries in the G.O. 9th read above, for conducting detailed enquiry into the charges framed against all the Charged Officers involved in this case. Sri P. Subrahmanya Sastry, Chief Engineer, Panchayat Raj was appointed as Presenting Officer to present the case before the Commissioner of Inquiries on behalf of the disciplinary authority. Subsequently, in the G.O.10th read above, orders were issued exempting Sri T. Subrahmanyam, the then Assistant Executive Engineer, Panchayat Raj, Giddalur from the purview of Commissioner of Inquiries, as the Charged Officer was bedridden.

2. In the D.O. Letter 11th read above, the Commissioner of Inquiries, after conducting enquiry, has submitted his enquiry report, holding that the charges framed against the (5) Charged Officers viz., Sarva Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), A.V.Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, B.Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, D.V.Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur and P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, Giddalur are proved. After examining the matter, a copy of the enquiry report was communicated to the said (5) Charged Officers vide Government Memos 12th read above, with a request to submit their representations, if any on the findings of the Commissioner of Inquiries, as required under Rule-21(2) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991. In reply, they have submitted explanations in their representations 13th to 17th read above.

3. In the letters 19th read above, the Chief Executive Officer, Zilla Praja Parishad, Ongole has reported that estimates were sanctioned based on the representations received from the public representatives for community purposes; that the physical verification of wells at the top were tallied with the recorded measurements in Measurement Books and; that no misappropriation of funds were occurred. The Chief Executive Officer, Zilla Praja Parishad, Ongole has further reported that out of the (9) wells in question, 7 wells are in private lands and 2 wells in Government lands.

4. Government, after careful examination of the entire matter, keeping in view of the report of the Chef Executive Engineer, Zilla Praja Parishad, Ongole, have decided to drop further action against all the (6) Charged Officers involved in this case, viz., Sarva Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), A.V.Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, B.Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, D.V.Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur, Sri T. Subrahmanyam, Assistant Executive Engineer, Panchayat Raj, Giddalur and P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, in this matter, as the physical verification of wells at the top were tallied and no misappropriation of funds occurred, duly taking over the possession of the wells by the Gram Panchayats concerned by passing appropriate resolutions and by following due procedure, if any of the wells in question are not taken over from the concerned land owners.

5. Accordingly, Government hereby drop further action against all the (6) Charged Officers involved in this case, viz., Sarva Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), A.V.Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, B.Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, D.V.Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur, Sri T. Subrahmanyam, Assistant Executive Engineer, Panchayat Raj, Giddalur and P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, in this matter.

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6. Government also hereby direct the District Collector, Ongole to direct the Gram Panchayats concerned to take over the possession of the wells, by passing appropriate resolutions and by following due procedure, immediately, if any of the wells in question are not taken over.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M.V.Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (Retd.), through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
Sri A.V.Subrahmanyam, the then Executive Engineer, Panchayat Raj, Markapur, through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
Sri B.Siva Rama Krishna, the then Executive Engineer, Panchayat Raj, Markapur, through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
Sri D.V.Appa Rao, the then Deputy Executive Engineer, Panchayat Raj, Giddalur, through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
Sri T. Subrahmanyam, AEE, PR, Giddalur through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
Sri P. Ganga Naik, the then Assistant Executive Engineer, Panchayat Raj, through the Engineer-in-Chief, Panchayat Raj, A.P., Hyderabad.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.
The District Collector, Prakasam district, Ongole.
The Chief Executive Officer, Zilla Praja Parishad, Prakasam district, Ongole.
Copy to:
The General Administration (V&E) Dept., BRKR Buildings, Hyderabad.
The Secretary to Vigilance Commission, Andhra Pradesh Vigilance Commission, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
S.f./S.c.

// FORWARDED BY ORDER //

SECTION OFFICER